



OFFICIAL FILE COPY
UNITED STATES MARINE CORPS
COMMANDER, MARINE FORCES RESERVE
4400 DAUPHINE STREET
NEW ORLEANS, LOUISIANA 70146-5400

ForO 3870.2
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23 SEP 1986

FORCE ORDER 3870.2

From: Commander
To: Distribution List

Subj: CONDUCT AND OVERSIGHT OF INTELLIGENCE AND OTHER SPECIAL
ACTIVITIES WITHIN THE MARINE FORCES RESERVE

Ref: (a) SECNAVINST 3820.3D
(b) MCO 3800.2

Encl: (1) Quarterly Intelligence Component Oversight Report
(2) Quarterly Intelligence Oversight Report
(3) MARFORRES Intelligence Components
(4) MARFORRES Intelligence Oversight Checkin Sheet

Reports Required: I. Report of Intelligence Oversight Report
(Report Control Symbol Exempt), par. 6a
II. Report of Intelligence Components
(Report Control Symbol Exempt)
III. Report of Intelligence Oversight
Inspection Schedule (Report Control
Symbol Exempt), par. 6c

1. Purpose. To establish procedures and responsibilities for the
conduct and oversight of intelligence and other special activities
within the MARFORRES.

2. Cancellation. ForO 3870.1

3. Definitions. For the purpose of this Order, the following terms
shall apply:

a. Member or Employee. A person employed by, assigned to, or
acting for an agency within the intelligence community, including
persons acting at the direction of such an agency.

b. Component. Marine Corps intelligence components are those
elements of USMC organizations, staffs, and offices that collect,
process, retain, or disseminate all disciplines of intelligence or
counterintelligence information.

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c. Intelligence Activities. All intelligence-related activities that intelligence components of the MARFORRES are authorized to conduct.

d. Special Activities. Activities or "covert actions" conducted in support of national foreign policy objectives abroad which are planned and executed so that the role of the United States Government is not apparent or acknowledged. These include functions in support of such activities, but which are not intended to influence the United States political processes, public opinion, policies, or media. Diplomatic activities or the collection and production of intelligence are not special activities.

e. United States Person. A United States Person is:

(1) A U.S. Citizen.

(2) An alien known by the intelligence agency concerned to be a permanent resident alien.

(3) An unincorporated association substantially composed of U.S. citizens or permanent resident aliens.

(4) A corporation incorporated in the United States, except by a foreign government or governments.

4. Information

a. References (a) and (b) established procedures and responsibilities for the conduct and oversight of intelligence and special activities within the Marine Corps. They provide the U.S. Marine Corps guidance for the implementation of Executive Order 12333 (United States Intelligence Activities) and Executive Order 12334 (President's Intelligence-Oversight Board).

b. For purposes of Intelligence Oversight and this Order, MARFORRES intelligence components are:

(1) Those units/commands identified in enclosure (3);

(2) All subordinate units of commands identified in enclosure (3) with 02XX and/or 26XX billets on T/O;

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c. All units listed in paragraph 3b will comply with the Intelligence Oversight procedures and regulations as stated in this Order and the references.

d. This Order does not apply to approved law enforcement activities conducted by this Command.

5. Policy

a. The collection, retention, and dissemination of information concerning U.S. persons and the conduct of Marine Corps intelligence activities will be governed by the requirements set forth in reference (a) and this Order.

b. All members of MARFORRES intelligence components will carry out their authorized functions in a manner that protects the constitutional rights and privacy of all U.S. Persons.

c. Commanders will ensure that no adverse or retaliatory action is taken against any Marine or civilian employee reporting questionable activities.

d. Authorized collection methods will be limited to those necessary to perform the unit's mission/function.

e. MARFORRES intelligence units/personnel will not conduct or provide support for Special Activities, unless such activities have been approved by Headquarters, U.S. Marine Corps and directed by this command.

6. Responsibilities

a. Assistant Chief of Staff, G-2 (AC/S, G-2)

(1) Provide close liaison with the AC/S, G-7 for all Intelligence Oversight matters.

(2) Report to appropriate authority all questionable activities conducted by, or on behalf of, MARFORRES intelligence components.

(3) Refer all questions pertaining to the legality of planned intelligence activity to the appropriate legal authority (Staff Judge Advocate, MARFORRES) for review prior to implementation.

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(4) Ensure appropriate procedures are established to facilitate the requirements to report questionable activities and coordinate these procedures with the local staff judge advocate's office.

(5) Ensure that this command is regularly briefed on all proposed and ongoing intelligence activities and those Special Activities approved by higher authority and directed by this Command.

(6) Ensure that all MARFORRES intelligence components conduct Intelligence Oversight education at least annually and that all personnel joined to an intelligence or intelligence support billet receive an initial Intelligence Oversight briefing.

(7) Submit reports as required by reference (a) and paragraph 6 of this Order.

b. Staff Judge Advocate (SJA)

(1) Determine if intelligence activities conducted by MARFORRES intelligence components are legal and consistent with applicable policy.

(2) Assist the AC/S, G-2, in resolving questions concerning legal interpretations of intelligence oversight policy.

c. Assistant Chief of Staff, G-7 (AC/S, G-7)

(1) Ensure that the command inspection program adequately addresses the issue of intelligence oversight matters.

(2) Inspect MARFORRES intelligence components to ensure compliance with applicable references and this Order.

(3) Provide close liaison with the AC/S, G-2 for all intelligence oversight matters.

d. All MARFORRES Intelligence Personnel

(1) Ensure familiarity with the provisions of reference (b) and this Order and all other orders or directives governing Intelligence Oversight which may apply.

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(2) Ensure that the conduct of all intelligence activities are within the scope of the unit's mission, tasks, or functions.

(3) Ensure that intelligence activities which violate or are suspected of violating the provisions of applicable laws, statutes, orders, directives or policies are reported to this command (AC/S, G-2) immediately upon discovery.

(4) The senior intelligence Marine at each unit will ensure that an Intelligence Oversight self-inspection (per enclosure (5)), is conducted prior to submitting a quarterly Intelligence Oversight report.

7. Reports

a. Intelligence Oversight Report

(1) Only those intelligence units identified in enclosure (3) will submit their Intelligence Oversight report directly to COMMARFORRES (Attn: G-2).

(2) Units that fall under the provision of subparagraphs 3b(2) will submit an Intelligence Oversight report to COMMARFORRES (Attn: G-2) via their chain of command. They will not send reports directly to the AC/S, G-2.

(3) Reports are due at this Command not later than:

<u>DUE DATE</u>	<u>QUARTER</u>	<u>DATES</u>
31 December	1st Quarter	1 October - 31 December
31 March	2nd Quarter	1 January - 31 March
30 June	3rd Quarter	1 April - 30 June
30 September	4th Quarter	1 July - 30 September

(4) The format in enclosure (1) will be used for all Intelligence Oversight reports and will reflect the unit's Intelligence Oversight status of that quarter. Reports received after the due date will be considered delinquent and identified to COMMARFORRES (CMD). Reports may be submitted to this headquarters via U.S. mail, electronic mail (E-Mail), message text format (MTF) on MDS, Lotus Notes, and may also be FAX'd to the MARFORRES G-2. Units must ensure the subject line of the report is correct.

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(5) The Assistant Chief of Staff, G-2, MARFORRES, will submit a Quarterly Intelligence Oversight Report to the Commandant of the Marine Corps (IGMC) via the Assistant Chief of Staff, G-7, MARFORRES, using the format in enclosure (2). This report is due at HQMC (IGMC) by the 5th of October, January, April and July.

(6) Negative reports are required.

b. Report of Intelligence Components. The Assistant Chief of Staff, G-2, will report to the Commandant of the Marine Corps (IGMC) by 10 September, a listing of all intelligence components, sections, elements, and teams under the operational and administrative control of this command.

c. Report of Intelligence Oversight Inspection Schedule. The Assistant Chief of Staff, G-7, will provide to the Commandant of the Marine Corps (IGMC) annually by 10 September a schedule of Intelligence Oversight inspections.

d. Reports required by this Order are exempt from report control and require no report symbol.

8. Retaining Records. Documentation and records developed during the oversight process will be reviewed every three years. Upon completion of the review, requests for disposition instructions will be directed to the Commander, MARFORRES (Attn: G-2).

9. Intelligence Oversight Education

a. All MARFORRES intelligence personnel with a Military Occupational Specialty (MOS) of 02XX or 26XX shall receive Intelligence Oversight training on an annual basis. The references will be used as the basis to conduct Intelligence Oversight training and sufficient time should be scheduled to ensure all personnel are knowledgeable about this subject.

b. Intelligence Oversight education will be documented by the unit intelligence Officer/Noncommissioned Officer-in-Charge. All training schedules, lesson plans and rosters will be retained for review during the Intelligence Oversight inspection portion of the Commander's Inspection/Mobilization and Operational Readiness Deployment Test (CI/MORDT).

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c. All MARFORRES intelligence units will utilize enclosure (4) for personnel reporting aboard. Reporting personnel will sign a roster indicating they have read the sheet and are aware of Marine Corps policy on Intelligence Oversight.

d. All MARFORRES intelligence components are required to maintain references (a) and (b) and this Order.

10. Procedures for Reporting Questionable Activities

a. The primary means for reporting questionable activities as defined in reference (a) and paragraph 4 of this Order will be your Commanding Officer. Civilian personnel will immediately inform their supervisors of a suspected questionable activity. All allegations of questionable activity will be handled as expeditiously as possible.

b. Commanding Officers will notify this command (Attn: G-2) immediately if any allegations of questionable activity are received.

11. Reserve Applicability. This Order is applicable to the Marine Corps Reserve.



J. R. COHN
Chief of Staff

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*****QUARTERLY INTELLIGENCE COMPONENT OVERSIGHT REPORT*****

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From: Commanding Officer/Officer in Charge/Team Commander,
Intelligence Component Concerned
To: Commander, Marine Forces Reserve (G-2) 4400 Dauphine Street,
New Orleans, LA 70146-5400
Via: Inspector-instructor
Subj: QUARTERLY INTELLIGENCE COMPONENT OVERSIGHT REPORT (QTR) (FY)
(DATES)
Ref: (a) ForO 3870.2

1. Per the reference, detail all illegal intelligence activities conducted during this reporting period and what actions were taken to ensure illegal activity will not recur.
2. Detail significant Intelligence Oversight activities performed during this reporting period. - Briefings, indoctrinations and all Intelligence Oversight training conducted - Command and self-inspections conducted - other
3. Discuss suggestions/recommendations for improving the Intelligence Oversight program.

SIGNATURE

*****NOTE---ALL SUBJECT AREAS MUST BE ADDRESSED*****

ENCLOSURE (1)



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*****QUARTERLY INTELLIGENCE OVERSIGHT REPORT*****

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DATE

From: Commander, Marine Forces Reserve
To: Commandant of the Marine Corps (IGMC)
Via: Commandant of the Marine Corps (C4I)

Subj: QUARTERLY INTELLIGENCE OVERSIGHT REPORT (QTR) (YEAR) (DATES)

Ref: (a) MCO 3800.2

1. Per the reference, detail all illegal intelligence activities conducted during this reporting period and what actions were taken to ensure illegal activity will not recur.

2. Detail significant Intelligence Oversight activities performed during this reporting period. - Briefings, indoctrinations and all Intelligence Oversight training conducted - Command and self-inspections conducted - other

3. Discuss suggestions/recommendations for improving the Intelligence Oversight program.

SIGNATURE

*****NOTE--ALL SUBJECT AREAS MUST BE ADRESSED*****

ENCLOSURE (2)

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MARINE FORCES RESERVE INTELLIGENCE COMPONENTS

10th Counterintelligence Team, Washington, DC
12th Counterintelligence Team, Washington, DC
14th Counterintelligence Team, San Diego, CA
30th Interrogator-Translator Team, Alameda, CA
31st Interrogator-Translator Team, Camp Pendleton, CA
32nd Interrogator-Translator Team, Worcester, MA
33rd Interrogator-Translator Team, Miami, FL
34th Interrogator-Translator Team, Garden City, NY
35th Interrogator-Translator Team, Chicago, IL
4th Force Imagery Interpretation Unit, Aurora, CO
4th Sensor Control and Management Platoon, Mobile, AL
Marine Corps Intel Training Det Dam Neck, VA
3rd Force Reconnaissance Company, Mobile, AL
4th Force Reconnaissance Company, Honolulu, HI
3rd Civil Affairs Group, Camp Pendleton, CA
4th Civil Affairs Group, Washington, DC
I MEF Augment Command Element (I MACE), Camp Pendleton, CA
II MEF Augment Command Element (II MACE), Camp Lejeune, NC

4th Marine Division, New Orleans, LA
4th Reconnaissance Battalion, San Antonio, TX
14th Marine Regiment, Dallas, TX
23rd Marine Regiment, San Rafael, CA
24th Marine Regiment, Kansas City, KS
25th Marine Regiment, Worcester, MA
4th Combat Engineer Battalion Baltimore, MD
4th Tank Battalion, San Diego, CA
8th Tank Battalion, Rochester, NY
4th Assault Amphibian Battalion Tampa, FL
4th Light Armored Infantry Battalion, Camp Pendleton, CA

4th Marine Air Wing, New Orleans, LA
Marine Air Control Group 48, Glenview, IL
Marine Aircraft Group 41, Dallas, TX
Marine Aircraft Group 42, Marietta, GA
Marine Aircraft Group 46, El Toro, CA
Marine Aircraft Group 49, Willow Grove, PA
Marine Wing Support Group 47, Mount Clemens, MI

4th Force Service Support Group, New Orleans, LA
4th Landing Support Battalion, Seattle, WA
6th Engineer Support Battalion, Portland, OR

ENCLOSURE (3)

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MARFORRES INTELLIGENCE OVERSIGHT CHECK-IN SHEET

(References: MCO 3800.2 & ForO 3870.2)

1. WHAT IS INTELLIGENCE OVERSIGHT? Federal law prohibits intelligence components (i.e., G-2/S-2 sections, intel personnel, and CIT's, ITT's, etc.) from collecting, keeping, or passing on any information on US persons. Intelligence Oversight is the program to make sure that this is not happening.
2. WHAT KINDS OF ACTIVITIES ARE PROHIBITED? The law prohibits such things as physical surveillance, opening mail, and keeping records on Americans, etc. These are called "questionable activities", and NO INTELLIGENCE PERSONNEL WITHIN THE MARINE FORCES RESERVE are ever authorized to do them. For example, the unit S-2 CANNOT keep files on the "Cajun National Armee and Liberation Front (FLANC)", based in New Orleans, even if the CO says he's interested in them. There are some authorized agencies who can do things like this, such as NCIS and the FBI, but MARFORRES Marines cannot.
3. SO, AS A UNIT COMMANDER, I CANNOT DIRECT MY S-2 TO KEEP FILES OR NEWSPAPER CLIPPINGS ON RADICAL OR RACIST GROUPS THAT MIGHT THREATEN THE GOOD ORDER AND DISCIPLINE OF MY UNIT? Correct, you can't. And your S-2 can't direct anyone else to do it.
4. WHAT IF I THINK THERE ARE SOME QUESTIONABLE ACTIVITIES GOING ON? You have several avenues to report this. Your CO should be your first choice, but you can also contact the MARFORRES Inspector directly and say you have some Intel Oversight concerns, or use the command's Request Mast process. You can also use the Marine Corps Hotline. And, if you do report questionable activity, no adverse action can be taken against you for doing so.
5. WHAT ABOUT COUNTER DRUG MISSIONS? You will be briefed by intelligence and legal (SJA) personnel from the unit you will be supporting on Intelligence Oversight implications of counter drug missions, as you or your unit will be under their operational control. If no brief is given when you report aboard, it is your duty to request such a brief. In general, however, your unit, and in particular your S-2 personnel, cannot retain any information that

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pertains to US persons, such as license plate numbers, addresses of homes, names of people, etc. All such information acquired during counter drug ops will be turned over to the supported unit's intelligence section before your unit returns to home base.

6. WHO DO I CALL IF I HAVE ANY QUESTIONS? Easy! Call the MARFORRES Inspector, the MARFORRES AC/S G-2, or the MARFORRES SJA.

ENCLOSURE (4)